

shall calculate your ceiling price by using as your base price only your weighted average sales of the item during the base period of the lower price class. In all sales of items of the higher price class, you may add to your ceiling price for the item this same dollar-and-cent differential which existed during the base period. However, your sales of items of the higher price class shall not exceed the higher of either (a) the number of dozens of the higher price class sold in 1950; or (b) your 1951 sales of dozens of the item of both price classes multiplied by the percentage your 1950 sales of dozens of items of the higher price class bears to your total 1950 sales of dozens of the item.

[Amdt. 2, 16 F. R. 11111, Nov. 1, 1951]

CPR 82, SR 1—Optional Pricing for Frozen Fruits and Berries of the 1951 Pack

Sec.

1. What this supplementary regulation does.
2. Optional pricing for frozen fruits and berries.
3. Ceiling prices for processors unable to use section 2 of this supplementary regulation.
4. Sales under Ceiling Price Regulation 82.
5. Reports which must be filed.

AUTHORITY: Sections 1 to 5 issued under sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154. Interpret or apply Title IV, 64 Stat. 803, as amended; 50 U. S. C. App. Sup. 2101-2110, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.

SOURCE: Sections 1 to 5 contained in Ceiling Price Regulation 82, Supplementary Regulation 1, 16 F. R. 12247, Dec. 5, 1951; 16 F. R. 12871, Dec. 22, 1951.

SECTION 1. *What this supplementary regulation does.* This supplementary regulation modifies Ceiling Price Regulation 82 by allowing sellers of frozen fruits and berries covered by CPR 82 to establish as their ceiling prices for all items of frozen fruits and berries of the 1951 pack their sales prices in effect immediately prior to the effective date of CPR 82. These sellers of frozen fruits and berries may sell at or below the ceiling prices established under CPR 82. If, however, a seller chooses to price under the provisions of this supplementary regulation for any item, he must price all items of frozen fruits and berries of the 1951 pack under this supplementary regulation. All provisions of CPR 82 not inconsistent with this supplementary

regulation remain in full force and effect.

SEC. 2. Optional pricing for frozen fruits and berries. You may establish as your ceiling price for each item of frozen fruits and berries covered by the provisions of CPR 82, your weighted average sales price for each such item during the period November 1 to 30, 1951, inclusive. In computing this "weighted average sales price", you shall include all actual sales at firm prices of the item made during the period in the regular course of business, regardless of the date of delivery or date of pack. You shall exclude the following sales and sales contracts, even though made during the period: Sales at retail (including sales to growers and employees) and at wholesale; sales to chain store buying agencies, or to retail store buying agencies which warehouse the product; sales to government procurement agencies; sales of damaged goods and goods packed for experimental purposes. If you made no sales of a particular item during the period November 1-30, 1951, inclusive, you shall substitute for that period the first from among the following periods in which you did make sales of such item: October 1-31, 1951, inclusive; September 1-30, 1951, inclusive; August 1-31, 1951, inclusive; July 1-31, 1951, inclusive; June 1-30, 1951, inclusive; May 1-31, 1951, inclusive; April 1-30, 1951, inclusive; March 1-31, 1951, inclusive; February 1-28, 1951, inclusive (in that order).

SEC. 3. Ceiling prices for processors unable to use section 2 of this supplementary regulation. If you made no sales of a particular item during the period February 1-November 30, 1951, inclusive, and you desire to price all items of all frozen fruits and berries of the 1951 pack under this supplementary regulation, you shall establish as your ceiling price for such item not sold during such period your ceiling price established under the provisions of the General Ceiling Price Regulation.

SEC. 4. Sales under Ceiling Price Regulation 82. You may sell items of frozen fruits and berries of the 1951 pack at or below your ceiling prices established under CPR 82 without reference to this supplementary regulation. However, if you establish a ceiling price for any item of frozen fruits and berries under this supplementary regulation, you shall establish ceiling prices for all items of all

frozen fruits and berries under this supplementary regulation.

SEC. 5. Reports which must be filed. In every case whether or not you choose to price under the provisions of this supplementary regulation, you shall, regardless of the provisions of section 19 (b) of CPR 82, mail to the Fruit and Vegetable Branch, Office of Price Stabilization, Washington 25, D. C., not later than December 8, 1951, all reports required by section 19 (a) of CPR 82. In the event that you are not able to calculate a ceiling price for any item under CPR 82, you shall file your report for those items for which you can calculate ceiling prices, and shall state the reason why you are unable to calculate ceiling prices for all other items.

CPR 83—Retail and Wholesale Sale of New Passenger Automobiles

Sec.

1. Sellers and sales covered by this regulation.
2. Ceiling price established by this regulation.
3. The basic price of the automobile.
4. Extra, special, or optional equipment.
5. Transportation.
6. Taxes.
7. Charge for preparing and conditioning new automobiles for delivery.
8. Other services or items of equipment ordered by customer.
9. Notice to be posted.
10. Invoices.
11. Adjustable pricing.
12. Petition for amendment.
13. Records.
14. Prohibition against dealing in new automobiles at prices above ceiling.
15. Less than ceiling price.
16. Evasion.
17. Violations.
18. Definitions.

AUTHORITY: Sections 1 to 18 issued under sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154. Interpret or apply Title IV, 64 Stat. 803, as amended; 50 U. S. C. App. Sup. 2101-2110, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.

SOURCE: Sections 1 to 18 contained in Ceiling Price Regulation 83, 16 F. R. 10594, Oct. 17, 1951, except as otherwise noted.

SECTION 1. Sellers and sales covered by this regulation. (a) This regulation applies to you if you sell as a retail dealer, wholesale distributor or as an individual in the United States or District of Columbia, new passenger automobiles

which are produced in the United States. The provisions of this regulation supersede, in their entirety, those provisions of General Ceiling Price Regulation, Supplementary Regulation 5, covering the sale of new passenger automobiles.

(b) In reading this regulation you should first become familiar with certain terms defined in section 18, particularly "new passenger automobile", "retail", "wholesale", "make", "line or series", "body style", "standard equipment", and "extra, special and optional equipment".

SEC. 2. Ceiling price established by this regulation. (a) The ceiling price for each new automobile you sell is the sum of several elements. These elements of the ceiling price are described in succeeding sections of this regulation and the conditions for their use set forth. The elements are:

(1) The "basic price" of the automobile with standard equipment. This will be established by the Director by special order under this regulation for each automobile of each make. To ascertain this price you will refer to that special order covering automobiles of that make and to the basic price set forth therein to the class of customer to whom you are selling.

(2) A charge for all items of extra, special or optional equipment for the automobile sold by the manufacturer of the automobile. The charge will be established by the Director by special order under this regulation for each make of automobile or line or series thereof. To ascertain this charge you will refer to the special order covering automobiles of that make and to the charge for the item set forth therein to the class of customer to whom you are selling.

(3) The charge for the transportation cost, if any.

(4) A charge covering Federal excise taxes on the new automobile and on any item of extra, special or optional equipment.

(5) A charge for your expense for any State and local taxes on the sale of a new automobile and of any item of extra, special or optional equipment.

(6) A charge for preparing and conditioning the new automobile for delivery; if any.

(7) A charge for any other service or item of equipment requested in writing by the customer.